

RECLAMATION DISTRICT NO. 17
RESOLUTION NUMBER 2009 - 02

A RESOLUTION OF THE BOARD OF DIRECTORS OF
RECLAMATION DISTRICT NO. 17
APPROVING THE PHASE II – RD 17 100-YEAR LEVEE SEEPAGE PROJECT IS/MND,
ADOPTING FINDINGS, APPROVING THE PROJECT, AND AUTHORIZING
FILING OF A NOTICE OF DETERMINATION

WHEREAS, the California Department of Water Resources has expressed concern over seepage gradients along portions of the Reclamation District No. 17 levees;

WHEREAS, hydrologic and geologic analysis indicates new or expanded seepage berms would achieve desired seepage gradients in many areas of concern;

WHEREAS, Reclamation District No. 17 has proposed to construct new or expanded seepage berms in Reaches Ic, Id, IVb, VIa.2, VIa.3, VIa.4, VIIc, VIIf, and to obtain a maintenance easement and conduct maintenance activities in Reach VIId, which together comprise the Phase II – RD 17 100-Year Levee Seepage Project;

WHEREAS, Reclamation District No. 17 arranged for the preparation of an Initial Study/Mitigated Negative Declaration (IS/MND) describing the project and its potential environmental impacts,

WHEREAS, the IS/MND was circulated for public review from June 4, 2009 through July 6, 2009, and public comments were received from five sources;

WHEREAS, a mitigation monitoring program was prepared to provide for the implementation of the mitigation measures identified in the IS/MND; and

WHEREAS, it is the professional judgment of Reclamation District No. 17's environmental consultant that the potential impacts identified in the IS/MND would be mitigated to a less than significant level through implementation of the mitigation monitoring program;

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF DIRECTORS OF RECLAMATION DISTRICT NO. 17 FINDS AS FOLLOWS:

1. Reclamation District No. 17 has independently reviewed and analyzed the IS/MND and has considered all of the comments received.
2. The IS/MND has been prepared in accordance with the California Environmental Quality Act, Public Resources Code Section 21000 et seq., and reflects the independent judgment of Reclamation District No. 17.
3. The project will have no impact on land use and planning and population and housing.
4. The project will have no impact or a less-than-significant impact on aesthetics, agricultural resources, public services, utilities and service systems, and recreation.
5. The project will have a less-than-significant impact on mineral resources and transportation and traffic.

6. With the inclusion of the proposed mitigation measures, the project will have a less-than significant impact on air quality, biological resources, cultural resources, geology and soils, hazards and hazardous materials, hydrology and water quality, and noise.
7. All mitigation measures identified in the IS/MND as feasible mitigation measures are adopted and incorporated into the project, and the mitigation monitoring program is adopted.
8. The project is approved.
9. The Secretary and Counsel of Reclamation District No. 17 is authorized, on behalf of Board, to sign and directed to file with the Clerk of San Joaquin County a Notice of Determination for the project.

ADOPTED as resolution of the Board of Directors of Reclamation District No. 17 at a meeting duly held on the 10th day of July, 2009.


CHAIRMAN

APPROVED AS TO FORM:

ATTEST:



DANTE JOHN NOMEILLINI, SECRETARY

STATE OF CALIFORNIA)
COUNTY OF SAN JOAQUIN) ss
RECLAMATION DISTRICT NO. 17)

I, Dante John Nomellini, Secretary of the Board of Directors of Reclamation District No. 17, do hereby certify that the foregoing is true and correct copy of Resolution No. _ adopted by the Board of Directors of Reclamation District No. 17, San Joaquin County, California , at a regular meeting thereof, held on the 10th day of July, 2009 by the following vote:

AYES: Long, Widmer
NOES: None
ABSENT: Robinson



DANTE JOHN NOMEILLINI, SECRETARY